

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

ALI AQEEL, DWIGHT SEELEY, PAMELA
SEELEY, LAUREL READINGER, LEVI
BARTHOLOMEW, ARIJ ALI, and MALINA ALI,
individually and on behalf of all other similarly
situated

Plaintiffs,

v.

LIBERTY INSURANCE CORPORATION,
LIBERTY MUTUAL PERSONAL INSURANCE
COMPANY, and SAFECO INSURANCE
COMPANY OF INDIANA,

Defendants.

Civil Action No. 3:21-cv-00181

Judge Richardson

Magistrate Judge Newbern

JURY DEMAND

PLAINTIFFS' MOTION TO TRANSFER VENUE PURSUANT TO 28 U.S.C. § 1406(a)

Plaintiffs Ali Aqeel, Dwight Seeley, Pamela Seeley, Laurel Readinger, Levi Bartholomew, Arij Ali, and Malina Ali (collectively the "Named Plaintiffs"), by and through counsel, hereby move the Court for an Order transferring this case to the United States District Court for the District of Massachusetts, Boston Division, pursuant to 28 U.S.C. § 1406(a) and applicable case law.¹

This Motion is based upon all the files, records, and pleadings herein, the arguments of counsel, and any additional argument, evidence or briefing as may hereinafter be presented, including a memorandum of law and supporting declaration filed concurrently herewith this Motion.

¹ Counsel for the parties have conferred concerning the relief requested herein, and Plaintiffs' counsel has confirmed that the motion is opposed by the Defendants. LR. 7.01(a)(1).

Date: June 25, 2021

Respectfully submitted,

/s/J. Brandon McWherter

J. BRANDON McWHERTER

(TN Bar # 21600)

McWherter Scott Bobbitt PLC

341 Cool Springs Blvd., Suite 230

Franklin, TN 37067

(615) 354-1144

brandon@msb.law

ERIK D. PETERSON (KY Bar 93003)*

Mehr, Fairbanks & Peterson

Trial Lawyers, PLLC

201 West Short Street, Suite 800

Lexington, Kentucky 40507

(859) 225-3731

edp@austinmehr.com

T. JOSEPH SNODGRASS

(MN Bar #231071)*

Larson • King, LLP

30 E. 7th Street, Suite 2800

St. Paul, MN 55101

(651) 312-6500

jsnodgrass@larsonking.com

*Attorneys for Plaintiffs and
Putative Class Representative*

*** admitted *pro hac vice***

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing Motion to Transfer was sent via the Court's ECF system to all counsel of record on this the 25th day of June, 2021:

L. Webb Campbell II
Lauren Z. Curry
Sherrard Roe Voigt & Harbison, PLC
150 3rd Avenue South, Suite 1100
Nashville, TN 37201
wcampbell@srvhlaw.com
lcurry@srvhlaw.com

David T. Moran
Christopher A. Thompson
Maggie Burreson
Jackson Walker LLP
2323 Ross Avenue, Suite 600
Dallas, TX 75201
dmoran@jw.com
cthompson@jw.com
mburreson@jw.com

Attorneys for Defendants

J. Brandon McWherter
McWherter Scott Bobbitt PLC
341 Cool Springs Blvd., Suite 230
Franklin, TN 37067
brandon@msb.law

Erik D. Peterson
Mehr, Fairbanks & Peterson Trial
Lawyers, PLLC
201 West Short Street, Suite 800
Lexington, Kentucky 40507
edp@austinmehr.com

T. Joseph Snodgrass
Larson • King, LLP
30 E. 7th Street, Suite 2800
St. Paul, MN 55101
jsnodgrass@larsonking.com

Attorneys for Plaintiffs

/s/J. Brandon McWherter